

AMENDED IN SENATE APRIL 10, 2014

**SENATE BILL**

**No. 1391**

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**Introduced by Senator Hancock**

February 21, 2014

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An act to amend Section 84810.5 of, and to add Section 84810.7 to, the Education Code, relating to community colleges.

LEGISLATIVE COUNSEL'S DIGEST

SB 1391, as amended, Hancock. Community colleges: inmate education programs: computation of apportionments.

Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. Existing law requires the board of governors to appoint a chief executive officer, to be known as the Chancellor of the California Community Colleges.

Existing law provides that, notwithstanding open course provisions in statute or regulations of the board of governors, the governing board of a community college district that provides classes for inmates of certain facilities, ~~including a federal correctional facility~~, may include the units of full-time equivalent students generated in those classes for purposes of state apportionments.

This bill would instead ~~require~~ *waive* the open course provisions in statute or regulations of the board of governors ~~to be waived~~ for any governing board of a community college district that provides ~~those~~ classes for inmates, ~~including inmates of of those facilities and~~ state correctional facilities, and would authorize the board of governors to include the units of full-time equivalent students generated in those classes for purposes of state apportionments.

Existing law provides for the method of computing apportionments for purposes of these inmate education programs.

This bill would make revisions to that method of computation.

The bill would prohibit a community college district from claiming, ~~under the bill~~, for purposes of apportionments, any class for which a district receives full compensation for its direct education costs for the conduct of the class from any public or private agency, individual, or group of individuals, or any class offered pursuant to a contract or instructional agreement entered into between the district and a public or private agency, individual, or group of individuals that has received from another source full compensation for the costs the district incurs under that contract or instructional agreement, as prescribed.

This bill would require the Department of Corrections and Rehabilitation, in collaboration with the chancellor, to establish the Innovative Career Technical Education Grant Program to provide grants for inmates ~~and parolees recently released from~~ *in* state correctional facilities to attend career technical education community college classes ~~for purposes of accomplishing specified objectives to be offered at these facilities. The bill would require that the general educational and workforce development goals and details regarding the administration of the grant program be included in an interagency agreement entered between the Department of Corrections and Rehabilitation and the chancellor's office. The bill would require the Department of Corrections and Rehabilitation to develop, in collaboration with the chancellor's office, metrics for evaluations of the efficacy and success of the grant program, and require the Department of Corrections and Rehabilitation to report findings from conducting these evaluations to the Legislature and the Governor, as specified. The bill would specify details of the career technical education programs to be developed and provided by community colleges with these grants.~~ The bill would require the Department of Corrections and Rehabilitation, in administering the program, to transfer an unspecified amount from funds made available in the 2014–15 Budget Act, and each fiscal year thereafter, for purposes of the program. The bill would require the Department of Corrections and Rehabilitation to provide ~~for up to 4 an unspecified number of~~ grants to community college career technical education programs that are provided for inmates inside state correctional facilities, require that ~~at least one of an unspecified number of~~ these grants be awarded for programs offered at a women's correctional facility, and determine the amount of these grant awards.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 84810.5 of the Education Code is  
2     amended to read:  
3     84810.5. (a) (1) Open course provisions in statute or  
4     regulations of the board of governors shall be waived for any  
5     governing board of a community college district that provides  
6     classes for inmates of any city, county, or city and county jail, road  
7     camp, farm for adults, or state or federal correctional facility. This  
8     section does not authorize the waiver of open course provisions  
9     in any context or situation other than those that are specifically  
10    authorized by this section. Subject to limitations set forth in  
11    subdivision (b), the board of governors may include the units of  
12    full-time equivalent students (FTES) generated in those classes  
13    for purposes of state apportionments.  
14    (2) The attendance hours generated by credit courses shall be  
15    funded at the marginal credit rate determined pursuant to paragraph  
16    (2) of subdivision (d) of Section 84750.5. The attendance hours  
17    generated by noncredit courses shall be funded at the noncredit  
18    rate.  
19    (b) (1) A community college district shall not claim, for  
20    purposes of state apportionments under this section, any class to  
21    which either of the following applies:  
22    (A) The district receives full compensation for its direct  
23    education costs for the conduct of the class from any public or  
24    private agency, individual, or group of individuals.  
25    (B) The district has a contract or instructional agreement, or  
26    both, for the conduct of the class with a public or private agency,  
27    individual, or group of individuals that has received from another  
28    source full compensation for the costs the district incurs under that  
29    contract or instructional agreement.  
30    (2) In reporting a claim for apportionment to the Chancellor of  
31    the California Community Colleges under this section, the district  
32    shall report any partial compensation it receives from the sources  
33    described in subparagraphs (A) and (B) of paragraph (1) during  
34    the period for which the claim is made. The chancellor shall

1 subtract the amount of any partial compensation received from the  
2 total apportionment to be paid.

3 (c) This section does not provide a source of funds to shift,  
4 supplant, or reduce the costs incurred by the Department of  
5 Corrections and Rehabilitation in providing inmate education  
6 programs.

7 SEC. 2. Section 84810.7 is added to the Education Code, to  
8 read:

9 84810.7. (a) The Department of Corrections and Rehabilitation  
10 shall, in collaboration with the Chancellor of the California  
11 Community Colleges establish the Innovative Career Technical  
12 Education Grant ~~Program to provide grants for inmates and for~~  
13 ~~parolees recently released from state correctional facilities to attend~~  
14 ~~career technical education community college classes for purposes~~  
15 ~~of accomplishing both of the following:~~ *Program.*

16 (b) *The general educational and workforce development goals*  
17 *and details regarding the administration of the Innovative Career*  
18 *Technical Education Grant Program shall be included in an*  
19 *interagency agreement entered between the Department of*  
20 *Corrections and Rehabilitation and the Office of the Chancellor*  
21 *of the California Community Colleges. The Department of*  
22 *Corrections and Rehabilitation shall, in collaboration with the*  
23 *Office of the Chancellor of the California Community Colleges*  
24 *develop metrics for evaluations of the efficacy and success of the*  
25 *grant program. Beginning in July of 2017, and every three years*  
26 *thereafter, the Department of Corrections and Rehabilitation shall*  
27 *report findings from conducting these evaluations to the Legislature*  
28 *and the Governor.*

29 (c) *Grants shall be awarded to community colleges to offer*  
30 *career technical education and workforce development programs*  
31 *for inmates in state correctional facilities. The grants shall include*  
32 *funds for the equipment and instructional materials necessary for*  
33 *the instruction of these career technical education and workforce*  
34 *development programs.*

35 (d) *Innovative career technical education programs developed*  
36 *and provided by community colleges pursuant to this section shall*  
37 *provide all of the following:*

38 (1) ~~Providing inmates with skills~~ *Career technical education*  
39 *and experiential educational courses and training necessary to*

1 obtain high skill, high pay employment, or to enter apprenticeship  
2 programs upon release from prison.

3 ~~(2) Reducing recidivism by providing inmates and parolees~~  
4 ~~recently released from state correctional facilities with hands on~~  
5 ~~learning experience available in community college career technical~~  
6 ~~education classes, including classes within state correctional~~  
7 ~~facilities.~~

8 *(2) Sequences of courses leading to industry, business, or state*  
9 *certification.*

10 *(3) Community college courses that offer units transferable to*  
11 *the University of California and the California State University.*

12 *(4) Information on reentry programs with job search assistance,*  
13 *and, where possible, information about employers with a record*  
14 *of hiring participants of the program with similar skills education*  
15 *upon their release from prison.*

16 *(5) If applicable, information about preapprentice and*  
17 *state-certified apprenticeship programs with a record of hiring*  
18 *participants of the program with similar skills education upon*  
19 *their release from prison.*

20 ~~(b)~~

21 *(e) (1) From funds made available to the Department of*  
22 *Corrections and Rehabilitation in the 2014–15 Budget Act, and*  
23 *each fiscal year thereafter, the Department of Corrections and*  
24 *Rehabilitation shall, in administering the Innovative Career*  
25 *Technical Education Grant Program, transfer the amount of \_\_\_\_\_*  
26 *dollars (\$\_\_\_\_\_) to the Office of the Chancellor of the California*  
27 *Community Colleges for purposes of the program.*

28 *(2) The Department of Corrections and Rehabilitation shall*  
29 *provide for up to four \_\_\_\_\_ grants to community college career*  
30 *technical education programs provided for inmates inside state*  
31 *correctional facilities. The Department of Corrections and*  
32 *Rehabilitation in collaboration with the Office of the Chancellor*  
33 *of the California Community Colleges shall award ensure at least*  
34 ~~one~~ *\_\_\_\_\_ of these grants are awarded for programs offered at a*  
35 *women's correctional facility.*

36 *(3) The Department of Corrections and Rehabilitation shall, in*  
37 *consultation with the chancellor, determine the amount of the*  
38 *grants grant awards pursuant to paragraph (2).*

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